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UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

MICHAEL S. JOHNSON, DONNA
DYMKOWSKI, PATRICIA LONG-
CORREA, ANTONIO SAMUEL,
VINCENT HALL, ANGELETTE
WATERS, Individually, and on behalf of
the Class,

Plaintiffs,

v.

NEXTEL COMMUNICATIONS, INC., a
Delaware Corporation; LEEDS, MORELLI
& BROWN, P.C.; LENARD LEEDS;
STEVEN A. MORELLI; JEFFREY K.
BROWN; JAMES VAGNINI; FREDERIC
DAVID OSTROVE; BRYAN MAZOLLA;
SUSAN FITZGERALD; AND JOHN
AND JANE DOES 1-10, (a fictitious
designation for presently unknown
Defendants),

Defendants.

Civil Action No.:
1 :07cv08473 (GBD)

**MEMORANDUM IN REPLY TO
PLAINTIFFS' SUPPLEMENTAL
OPPOSITION, AND IN FURTHER
SUPPORT OF BRYAN MAZZOLA
AND SUSAN FITZGERALD
SUPPLEMENTAL BRIEFINGS IN
SUPPORT OF DISMISSAL**

Defendants Bryan Mazzola (improperly pled as Bryan Mazolla) and Susan Fitzgerald hereby submit this Memorandum in lieu of a more formal brief in reply to Plaintiffs' supplemental opposition to their cross-motion to dismiss Plaintiffs' Complaint pursuant to Fed.R.Civ.P. 12(b)(6), and in further support of the motion.

Defendants rely upon the memorandum of law in reply to Plaintiffs' supplemental opposition filed by co-defendants Leeds, Morelli & Brown P.C., Lenard Leeds, Esq., Steven A. Morelli, Esq. and Jeffrey K. Brown, Esq. and hereby incorporate the co-defendants' arguments as their own.

STERNS & WEINROTH
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Attorneys for Defendants
Bryan Mazzola and Susan Fitzgerald

By: /s/ Jason S. Feinstein
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Dated: May 5, 2008